

Zaw



Practitioner's Docket No. TSY-001PCT/US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David Tsay et al.
Application No.: 10 / 588,575 Group No.: 1764
Filed: August 3, 2006 Examiner:
For: Single Stage Membrane Reactor For High Purity Hydrogen Production

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR WITHDRAWAL AS ATTORNEY (37 C.F.R. § 10.40(c))

NOTE: *If a period has been set for response and the period may be extended without a showing of cause pursuant to 37 C.F.R. § 1.136(a) by filing a petition for extension of time and fee, the practitioner will not be required to seek such extension of time for withdrawal to be approved. In such a situation, however, withdrawal will not be approved unless at least 30 days would remain between the date of approval and the last date on which such a petition for extension of time and fee could properly be filed. M.P.E.P. § 402.06, 8th ed.*

WARNING: *If the Request for Withdrawal is filed after mailing of the Notice of Allowance it can result in a reduction in patent term under 37 C.F.R. § 1.704(c)(10). Therefore, care should be taken to resolve the question of withdrawal before this possibility.*

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 *

with sufficient postage as first class mail. as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.



Signature

Leslie R. Silverstein

(type or print name of person certifying)

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(Request for Withdrawal as Attorney [12-5]—page 1 of 6)

REQUEST FOR PERMISSION TO WITHDRAW

1. I, an attorney signing below, respectfully request permission to withdraw from all further responsibility in this case, in accordance with 37 C.F.R. § 1.36.

(complete the following item, if appropriate)

Because the amendment referred to in item 4A(iii) below is a continuing application signed only by an attorney named below under
 37 C.F.R. § 1.60(b),
 37 C.F.R. § 1.62(c),

this withdrawal request is also for such continuing application.

LAST KNOWN ADDRESS OF CLIENT

2. The last known mailing address of the:

inventor(s)

assignee of the entire interest

is David Tsay, Ampion Systems Inc.,

73 Pheasant Landing Road, Needham, MA 02492

BASIS FOR WITHDRAWAL REQUEST

3. The basis for the request for withdrawal is 37 C.F.R. 10.40(c) §§(1)(iv) and (vi) as explained below.

Explanation (including brief description of exhibits, if any):

Repeated efforts to contact this client over the past several years, including renewed efforts within the last few weeks, by regular mail, email and telephone have all been unsuccessful. Return-receipt mail has been returned by the U.S. Postal Service marked "Undeliverable" and "No Forwarding Address." The client has apparently relocated but has failed to provide me with new contact information. This situation makes it "unreasonably difficult," indeed impossible, "for the practitioner to carry out employment effectively" in accordance with 37 C.F.R. 10.40(c)(1)(iv). Furthermore, this client has a large unpaid balance due on his account dating back to December 2005. Periodic statements and outstanding billing reminders sent to this client have been returned as "Undeliverable." Therefore, this request for permissive withdrawal is also in accordance with 37 C.F.R. 10.40(c)(1)(vi). (Request for Withdrawal as Attorney [12-5]—page 2 of 6)

ALLOWANCE OF TIME FOR CLIENT TO ACT

4. Status of this Application

A. Response due (if any)

(i) There is no outstanding term for response.

(ii) There is an outstanding term for response that is set to expire on _____
The above term is extendible under 37 C.F.R. § 1.136(a), until _____ and the fees for such extension
 are
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(complete the following, if applicable)

(iii) Also submitted herewith, is a response to the outstanding Official Action.

B. Time Left for Response

Therefore, the amount of time for response, including extension under 37 C.F.R. § 1.136(a), is:

at least _____
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NOTIFICATION OF CLIENT

5. In accordance with 37 C.F.R. § 10.40(a), a copy of this request, including attachments, is being sent to the client.

A copy of the letter to the client is attached.

NOTE: A practitioner shall not withdraw from employment without giving due notice to his or her client. 37 C.F.R. § 10.40(a).

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6. This request is enclosed in triplicate.

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(check all applicable items)

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- assignee:
- common representative:

<u>Application Number</u>	<u>Group</u>	<u>Status of Withdrawal request</u>
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(list all the attorneys, and registration numbers, appearing on declaration or power, as appropriate. An authorized attorney signing on behalf of a withdrawing attorney should also show his or her registration number.)

David Silverstein

**Signature of withdrawing attorney
(practitioner)**

David Silverstein, Reg. No. 26,336

(type or print name of withdrawing attorney (practitioner) and registration number)



David Silverstein
SIGNATURE OF PRACTITIONER

Reg. No.: 26,336

David Silverstein
(type or print name of practitioner)

Tel. No.: (978) 470-0990

Andover-IP-Law

Customer No.:

P.O. Address
44 Park Street, Suite 300
Andover, MA 01810

(Request for Withdrawal as Attorney [12-5]—page 6 of 6)



ANDOVER-IP-LAW
DAVID SILVERSTEIN
ATTORNEY AT LAW
PATENTS, TRADEMARKS AND COPYRIGHTS
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ANDOVER, MASSACHUSETTS 01810
U.S.A.

TELEPHONE:
(978) 470-0990

FAX: (978) 470-0993
(978) 470-3448
Andover-IP-Law@msn.com

October 7, 2008

Certified Mail
Return Receipt Requested

and via email

Mr. David Tsay
Ampion Systems Inc.
73 Pheasant Landing Road
Needham, MA 02492

Re: U.S. Patent Application Serial No. 10/588,575
Corresponding to PCT Appln. Serial No. PCT/US2005/03792
SINGLE STAGE MEMBRANE REACTOR FOR HIGH PURITY HYDROGEN
PRODUCTION
My Ref.: TSY-001PCT/US

COPY

Dear David:

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I am forwarding copies of this letter to the two co-inventors listed on this application at their last known addresses in the event that either or them has any interest in pursuing this matter.

Sincerely yours,

David Silverstein

DS/lrs

Encl.

cc (w/ encl.): Steven E. Weiss
Tom C. Tsay



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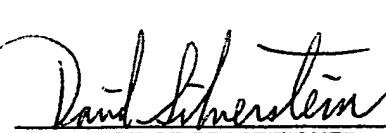
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U.S.A.

TELEPHONE:
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FAX: (978) 470-0993
(978) 470-3448
Andover-IP-Law@msn.com

October 7, 2008

Certified Mail
Return Receipt Requested

and via email

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73 Pheasant Landing Road
Needham, MA 02492

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(type or print name of person certifying)

Date: October 7, 2008

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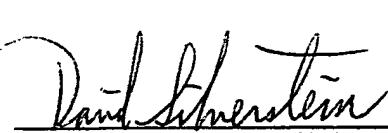
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